

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF:  
TERRY V CLAPP

Serial No.: 10/564,134

Filed: May 10, 2006

For: ELECTRO-OPTICALLY TUNABLE  
OPTICAL FILTER

Confirmation No.: 8858

Examiner: Chris H. Chu

Group Art Unit: 2874

Att'y Docket: 2143.000200/MWS  
(SKG/JB/G21348US)

**RESPONSE TO OFFICE ACTION DATED JULY 25, 2008**

**Mail Stop Amendment**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

This paper is submitted in response to the Office Action dated July 25, 2008, for which the three-month date for response is October 25, 2008. This response is being filed on October 25, 2008, therefore, it is timely filed.

If an extension of time is required to enable this paper to be timely filed and there is no separate Petition for Extension of Time filed herewith, this paper is to be construed as also constituting a Petition for Extension of Time Under 37 CFR § 1.136(a) for a period of time sufficient to enable this document to be timely filed.

It is believed that no fee is due; however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason, the Commissioner is authorized to deduct said fees from Williams, Morgan & Amerson's P.C. Deposit Account 50-0786/2143.000200

Reconsideration of the application is respectfully requested.

**Amendments to the Claims** are reflected in the listing of claims that begins on page 3 of this paper.

**Remarks** begin on page 11 of this paper.

Reconsideration of the application is respectfully requested.